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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



re patent application of:
Frances SAULT et al.

Confirmation No. 8073

Applic. No.: 10/501,469

Art Unit: 1761

Filed: October 12, 2004

Examiner: Unassigned

For: NOVEL FRUIT FILLINGS, METHODS FOR THEIR MANUFACTURE AND THEIR
USE IN NUTRITIONAL PRODUCTS

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56 and 37 CFR §1.97**

Commissicner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 C.F.R. §1.56 and §1.97. A copy of each of the listed documents are being submitted to comply with the provisions of 37 C.F.R. §1.97-1.99.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

RELEVANCE

Documents A02-A03 came to the Applicants attention during a search of the corresponding international application. A copy of the European Search Report setting forth the portion of each reference considered relevant by the examiner is attached. The Search Report referencing document A01 was provided in the initial filing of the above-referenced application filed July 14, 2004.

TIMING/FEE

The instant Information Disclosure Statement is being filed in compliance with 37 CFR §1.97(b) prior to the mailing date of the first official action, therefore, no fee is required in connection with its filing. However, the Commissioner is hereby authorized to charge any deficiency or to credit any overpayment to Deposit Account No. 08-1641.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with M.P.E.P. §609.

Respectfully submitted,

Date: June 23, 2005

HELLER EHRMAN LLP
1717 Rhode Island Avenue, NW
Washington, D.C. 20036
Telephone: (202) 912-2000
Facsimile: (202) 912-2020

By Patricia D. Granados

Patricia D. Granados
Attorney for Applicant
Reg. No.: 33,683

Customer No. 26633

Please type a plus sign (+) inside this box →



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Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;"><i>(use as many sheets as necessary)</i></p>		Complete if Known	
		Application Number	10/501,469
		Filing Date	October 12, 2004
		First Named Inventor	Frances SAULT et al.
		Group Art Unit	1761
		Examiner Name	Unassigned
		Attorney Docket Number	38305-0018
Sheet	1	of	1

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² <i>(if known)</i>			
	A01	5,738,805	A	4/14/98	CHAUNDY et al.	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ₆
		Office ³	Number ⁴	Kind Code ⁵ <i>(if known)</i>				
	A02	JP	59192045		Q P CORP.	10/31/1984		
	A03	WIPO	00/05973	A1	Ottevangers, S., U.	2/10/2000		

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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